

## CHAPTER LXXXVI.

AN ACT TO DECLARE THE BREVARD, FRENCH BROAD AND JONES' GAP ROAD A TURNPIKE.

SECTION 1. *The General Assembly of North Carolina do enact*, That the road leading from Brevard, in Transylvania county, with the main street of said town in a southeast direction to the French Broad river, and thence to Jones' Gap on the South Carolina line, be and the said road is hereby declared a turnpike under the control and authority of the present board of county commissioners, the superior court clerk, sheriff, register of deeds and their successors in office as prescribed in this act. Road declared a Turnpike.

SEC. 2. The said commissioners are empowered\* to erect toll gates on said road at convenient distances and places, whereat they may levy and collect such tolls as they may prescribe, on all persons, carriages, wagons, persons and effects passing along said road. Toll gates to be erected.

SEC. 3. The amount of tolls so levied and collected shall be paid into the county treasury and shall be paid out therefrom solely for the repairs and keeping up of said road. Tolls to be paid to treasurer.

SEC. 4. If any person shall presume to carry his or her effects along said road without paying the tolls prescribed in such case, such person shall be liable to a fine of not less than five or more than fifty dollars, to be recovered before any justice of the peace: *Provided*, Tolls shall not be collected of citizens of the county exempted by said board of commissioners. Who subject to fines.

SEC. 5. This act shall be in force from and after its ratification. Proviso.

Ratified the 14th day of March, A. D. 1870.